

Customer No. 27682

DOCKET NO. 58537 000007

### JOINT DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

As the below named inventors, we hereby declare that:

Our residences, post office addresses and citizenship are as stated below next to our names,

We believe that we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled SYSTEM AND METHOD FOR SIMULATING RAILROAD RAIL TESTING, the specification of which

- ☒ is attached hereto.  
☐ was filed on \_\_\_\_\_ as Application Serial Number \_\_\_\_\_ and was amended on \_\_\_\_\_  
(if applicable)  
☐ is an International Application, PCT Application No \_\_\_\_\_ filed on \_\_\_\_\_

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to in this declaration.

We acknowledge the duty to disclose all information known to us to be material to the patentability of this application, as defined in 37 C.F.R. § 1.56(a).

We acknowledge the duty to disclose to the Office all information known to us to be material to patentability as defined in § 1.56(a), which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

#### Prior Foreign Application(s)

We hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Country	Application Number	Date of Filing (day, month, year)	Date of Issue (day, month, year)	Priority Claimed Under 35 U.S.C. 119
				Yes <input type="checkbox"/> No <input type="checkbox"/>
				Yes <input type="checkbox"/> No <input type="checkbox"/>

#### Prior United States Provisional Application(s)

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below

Application Serial Number	Date of Filing (day, month, year)

#### Prior United States Application(s)

We hereby claim the benefit under Title 35, United States Code, §§ 120 and 365 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, we acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial Number	Date of Filing (day, month, year)	Status - Patented, Pending, Abandoned

Customer No. 27682

And we hereby appoint, both jointly and severally, as our attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith the following attorneys, their registration numbers being listed after their names:

Stanislaus Aksman, Registration No. 28,562; Jennifer A. Albert, Registration No. 32,012; Thomas E. Anderson, Registration No. 37,063; David E. Baker, Registration No. 42,285; Scott D. Balderston, Registration No. 35,436; Carl L. Benson, Registration No. 38,378; Bradford Blaise, Registration No. P47,429; Thomas M. Blasey, Registration No. 33,475; Brian M. Buroker, Registration No. 39,125; Christopher C. Campbell, Registration No. 37,291; Robin C. Clark, Registration No. 40,956; Christopher J. Cuneo, Registration No. 42,450; Patrick A. Doody, Registration No. 35,022; Kevin T. Duncan, Registration No. 41,495; David D'Zunilla, Registration No. 36,776; Ozzie Farres, Registration No. 43,606; Nancy Flint, Registration No. 46,704; Christopher J. Forstner, Registration No. 46,049; James G. Gatto, Registration No. 32,694; George Georgellis, Registration No. 43,632; Paramita Ghosh, Registration No. 42,806; Paul D. Golan, Registration No. 42,591; Charles F. Hollis, Registration No. 40,650; David M. Huntley, Registration No. 40,309; Nancy J. Jensen, Registration No. 45,913; Herbert V. Kerner, Registration No. 42,721; Steven P. Klocinski, Registration No. 39,251; Jonathan D. Link, Registration No. 41,548; J. Michael Martinez de Andino, Registration No. 31,178; David H. Milligan, Registration No. 42,893; James R. Miner, Registration No. 40,444; Devin S. Morgan, Registration No. 45,562; Kerry H. Owens, Registration No. 37,412; Andrew J. Ririe, Registration No. 45,597; Robert M. Schulman, Registration No. 31,196; Thomas J. Scott, Jr., Registration No. 27,836; 647; Stuart I. Smith, Registration No. 42,159; Yisun Song, Registration No. 44,487; Raphael A. Valencia, Registration No. 43,216; Rene Vazquez, Registration No. 38,647; and Scott F. Yarnell, Registration No. 45,245 all of Hunton & Williams; and

All correspondence and telephone communications should be addressed to J. Michael Martinez de Andino, Hunton & Williams, Riverfront Plaza, East Tower, 951 East Byrd Street, Richmond, VA 23219-4074, telephone number (804) 788-8200.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signature 

Date: 30 MAY 01

Full Name of  
First Inventor

Veitch  
Last Name

Alastair  
First Name

Residence Brookfield, Connecticut

Citizenship BRITISH

Mailing Address 37 Secor Road, Brookfield, Connecticut 06804

Signature 

Date: 10 MAY 01

Full Name of  
Second Inventor

Galant  
Last Name

John  
First Name

Residence Dayton, Ohio

Citizenship USA

Mailing Address First Magnitude, 1249 Cedar Creek Circle, Dayton, Ohio 45459-3223

HUNTON & WILLIAMS  
Riverfront Plaza, East Tower  
951 East Byrd Street  
Richmond, VA 23219-4074  
Tel: (804) 788-8200  
Fax: (804) 788-8218